

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

LOMACK, et al.,

Plaintiffs,

v.

CITY OF NEWARK, et al.,

Defendants.

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Civil Case No. 04-6085 (FSH)

OPINION and ORDER

Date: December 12, 2007

HOCHBERG, District Judge

This matter having come before the Court upon Defendants' request for an adjournment of the Settlement Conference scheduled before this Court on December 19, 2007; and

it appearing that the Court's December 6, 2007 order scheduling a Settlement Conference notes the limited circumstances for which the Court will adjourn a Settlement Conference;¹ and

it appearing that Defendants' counsel requests an adjournment of the Settlement Conference because of a "training seminar scheduled that same day." See Letter from Stefani C. Schwartz, DKT#83; and

¹ Paragraph 6 of the Court's December 6, 2007 order reads as follows:

Finally, the senior attorney responsible for this case is directed to e-mail Deputy Clerk . . . to confirm his or her attendance at this conference. . . .Adjournments will be permitted only if the lead counsel is actually on trial or otherwise previously scheduled to appear in another court on the date scheduled. If so, please send a written request for adjournment stating grounds for the request, including the name of the judge before whom the trial or other matter is being held and a phone number where that judge can be reached. Oral requests for adjournments will not be considered.

Order, Dec. 6, 2007, DKT#78.

it appearing that Defendants' counsel has also requested adjournment because "it would be difficult to secure the attendance of [the parties'] clients." See id.; and

it appearing that a neither a training seminar nor "difficulty in secur[ing] the attendance" of the parties' clients are among the scheduling conflicts listed in paragraph 6 of the Court's December 6, 2007 order;

ACCORDINGLY, it is on this 12th day of December, 2007

ORDERED that the settlement conference scheduled for December shall be adjourned until **January 8, 2008 at 1 pm**; and it is further

ORDERED that the parties shall nevertheless submit their Settlement Conference Statements in accord with paragraph 4 of the Court's December 6, 2007 order no later than December 19, 2007; and it is further

ORDERED that no further adjournments will be granted except for good cause as described in paragraph 6 of the Court's December 6, 2007 order; and it is further

ORDERED that all other provisions of the Court's December 6, 2007 order remain in force, and that failure to abide by the Court's stated procedures may result in sanctions.

/s/ Faith S. Hochberg

HON. FAITH S. HOCHBERG, U.S.D.J.